IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

Bail Appl..No. 7027 of 2007(H)

CMP.6551/2007 of J.M.F.C.,MAVELIKKARA
CRIME NO.68 OF 2007 OF NOORANADU EXCISE RANGE

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: PETITIONER/ACCUSED:

HARIDASAN,
SREEBHAVANAM, ERUMAKKUZHI MURI, PALAMEL VILLAGE,
NOORANADU, MAVELIKKARA.

BY ADV. SRI.P.SREEKUMAR
SRI.K.S.MANU (PUNUKKONNOOR)

RESPONDENTS: COMPLAINANT:

1. EXCISE INSPECTOR,
NOORANADU EXCISE RANGE.

2. PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.7027 of 2007

Dated this the 19th day of November, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He is alleged to have indulged in the illicit culpable activity of vending Indian Made Foreign Liquor. 1.25 litres of Indian Made Foreign Liquor was seized from his possession on 2.10.07. The petitioner surrendered long later on 6.11.07. He continues in custody from that date. The learned Public Prosecutor submits that the petitioner has 2 other cases under the Abkari Act registered against him earlier.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigator is given reasonable time to complete the investigation and I am satisfied that the petitioner can now be directed to be released on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall not be released on the strength of this order prior to 26.11.2007. The Investigators shall in the meantime make every endeavour to complete the investigation;

ii) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make himself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months from the date of his release and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-